IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: Eugenio A. Cefali

Application No. : 08/960,557 Confirmation No.:

Filed

: October 31, 1997

For

: METHODS FOR TREATING HYPERLIPIDEMIA WITH

INTERMEDIATE RELEASE NICOTINIC ACID COMPOSITIONS HAVING UNIQUE

BIOPHARMACEUTICAL CHARACTERISTICS

Group

: 1615

Examiner

: James M. Spear

Hon. Commissioner for Patents

P.O. Box 2327

Arlington, Virginia 22202

TRANSMITTAL LETTER

Sir:

Transmitted herewith is:

[x] An Information Disclosure Statement in the aboveidentified application; and

[X] Form PTO-1449 (in duplicate) with copies of the references cited therein.

This Statement is submitted more than three months from the application filing date and after the mailing date of

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the first Office Action on the merits, but before the mailing date of either a final action under 37 C.F.R. § 1.113 or a notice of allowance under 37 C.F.R. § 1.311. In accordance with 37 C.F.R. § 1.97, submission of this Statement requires a fee of \$180.00, as set forth in 37 C.F.R. § 1.17(p).

The Director is hereby authorized to charge the fee of \$180.00 and any additional fee that may be due, or credit any overpayment of same, to Deposit Account No. 50-2543 (Kos). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Date: 3/19/03

Karen J. Messick (Reg. No. 46,256)

Attorney for Applicant

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